

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
)
 Plaintiff,) 8:18CR21
)
vs.)
)
GERARDO HERNANDEZ,) ORDER
)
 Defendant.)

This matter is before the court on the defendant's unopposed Motion to Continue Trial [39]. Counsel needs additional time to complete investigation and to further pursue plea negotiations. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [39] is granted, as follows:

1. The jury trial, now set for July 23, 2018, is continued to **September 17, 2018**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and September 17, 2018**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED: July 18, 2018.

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**